

BENJAMIN CAPPS, #1717573	§	
VS.	§	CIVIL ACTION NO. 6:14cv877
DIRECTOR, TDCJ-CID	§	

Petitioner Benjamin Capps, a prisoner confined in the Texas prison system, proceeding *pro se*, filed the above-styled and numbered petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254 challenging his Gregg County conviction for felony driving while intoxicated. The petition was referred to United States Magistrate Judge John D. Love, who issued a Report and Recommendation concluding that the petition should be denied. The Petitioner has filed objections.


**ORDERED** that the petition for a writ of habeas corpus is **DENIED** and the case is **DISMISSED** with prejudice. It is further

**ORDERED** that a certificate of appealability is **DENIED**. It is finally

**ORDERED** that all motions not previously ruled on are **DENIED**.

It is **SO ORDERED**.

**SIGNED** this 3rd day of August, 2015.

  
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MICHAEL H. SCHNEIDER  
UNITED STATES DISTRICT JUDGE